

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/626,856

**Applicants** 

Thorsten H. BRANTS et al.

Filed

July 25, 2003

TC/A.U.

2171

Examiner

Not Yet Assigned

Docket No.

D/A3052 - 311290

Customer No.

31011

## **BOX PGPUB DRAWINGS**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## PETITION TO SUBSTITUTE DRAWINGS FOR PUBLICATION

Sir:

Pursuant to the new PTO Petition practice published in the January 16, 2001 Official Gazette at 1242 OG 114, entitled "Drawings in Patent Application Publications and Patents", Applicants hereby petition for the enclosed substitute drawings, **Figures 1 through 8**, to be substituted for those same or similar earlier filed drawings figures, and for these enclosed substituted drawings to be published with the publication of this application, as provided by this authorized PTO practice.

| I his Per         | ition is being filed not later than  |
|-------------------|--|
|                   | One month from the filing date of this application;  |
| $\boxtimes$       | Fourteen months from the earliest filing date for which any priority benefit is being          |
| sought (including | 14 months from the filing date of this application, if no earlier priority benefit is sought). |

If any prior U.S. or foreign patent application priority benefit is claimed for this application, the Application No. and filing date of the earliest such priority claim is: No priority benefit is claimed.

04/02/2004 HDEMESS1 00000087 240037 10626856

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RECEIVED USPTO-PG PUBS

APR 7 2004

Docket No. D/A3052 / 311290

Application No. 10/626,856 Filed: July 25, 2003

Please charge the fee required under 35 U.S.C. 1.17(h), and any other fees which may be required to Deposit Account No. 24-0037.

Respectfully submitted,

Christian Austin-Hollands Registration No. 46,527

Date: March 30, 2004

CHRISTIAN AUSTIN-HOLLANDS PO Box 170325 San Francisco, CA 94117 Telephone: (415) 762.9543 DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to Deposit Account No. 24-0037

PTO/SB/21 (08-03) Approved for use through 08/30/2003, OMB 0651-0031

| TRADEMAN Under the Paperwork Reduction Act of 1995, no pen  | U.S. Pate  | ent and Trademark Official | ce; U.S. D<br>ee it dienla | EPARTMENT OF COMMERCE  |  |  |  |  |  |
|---|--|----------------------------|----------------------------|--|--|--|--|--|--|
| Officer the Paperwork Reduction Act of 1993, 110 Det  | Application Number   | 10/626,856                 | 13 ICUISOIB                | TS & TORIC CIVID CONTROL HAME                                      |  |  |  |  |  |
| TRANSMITTAL   | Filing Date  | July 25, 2003              |                            |  |  |  |  |  |  |
| FORM  | First Named Inventor   | Thorsten H. BRANT          | Thorsten H. BRANTS et al.  |  |  |  |  |  |  |
| (to be used for all correspondence after initial filing)  | Art Unit   | 2171                       | 2171                       |  |  |  |  |  |  |
|   | Examiner Name  | Not Yet Assigned           | Not Yet Assigned           |  |  |  |  |  |  |
| Total Number of Pages in This Submission 12   | Attorney Docket Number   | D/A3052 - 311290           |                            |  |  |  |  |  |  |
| ENCLOSURES (Check all that apply)   |  |                            |                            |  |  |  |  |  |  |
| Fee Transmittal Form  | Drawing(s)   | to                         | Technolo                   | ance communication ogy Center (TC) nmunication to Board            |  |  |  |  |  |
| Fee Attached  Amendment/Reply   | Licensing-related Papers Petition  | Ap                         | peal Con                   | and Interferences<br>mmunication to TC<br>ice, Brief, Reply Brief) |  |  |  |  |  |
| After Final   | Petition to Convert to a Provisional Application Power of Attorney, Revocation |                            | oprietary<br>atus Lette    | Information  |  |  |  |  |  |
| Affidavits/declaration(s)  Extension of Time Request  | Change of Correspondence Add<br>Terminal Disclaimer                            | Otl                        |                            | osure(s) (please   |  |  |  |  |  |
| Express Abandonment Request   | Request for Refund   |                            |                            |  |  |  |  |  |  |
| Information Disclosure Statement  | CD, Number of CD(s)  |                            |                            |  |  |  |  |  |  |
| Certified Copy of Priority Document(s)  | marks  |                            |                            |  |  |  |  |  |  |
| Response to Missing Parts/<br>Incomplete Application  |  |                            |                            |  |  |  |  |  |  |
| Response to Missing Parts under 37 CFR 1.52 or 1.53   |  |                            |                            |  |  |  |  |  |  |
| SIGNATURE   | OF APPLICANT, ATTORN   | NEY, OR AGEN               | т                          |  |  |  |  |  |  |
| Firm or Christian Austin-Hollands (Reg. lord Customer No. 31011   |  |                            |                            |  |  |  |  |  |  |
| Signature \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \   | 51-Hall 1  |                            |                            | <del></del>  |  |  |  |  |  |
| Date March 30, 2004   | - V( 1 ( V)  |                            |                            | <del> </del>   |  |  |  |  |  |
|   |  |                            |                            |  |  |  |  |  |  |
| I hereby certify that this correspondence is being fa sufficient postage as first class mail in an envelope the date shown below. |  | or deposited with the      |                            |  |  |  |  |  |  |
| Typed or printed name Christian Austin-Holland  | İs   |                            |                            |  |  |  |  |  |  |
| Signature ( ) ( -   | ( lust-ld.   |                            | Date                       | March 30, 2004   |  |  |  |  |  |

process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1714. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Thorsten H. BRANTS et al.

Telephone 415.762.9543

Date

March 30, 2004

July 25, 2003

Not Yet Assigned

PTO/SB/17 (10-03)
Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE erwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Complete if Known 10/626,856

Filing Date

## FEE TRANSMITTAL for FY 2004

(\$) 130.00

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.

TOTAL AMOUNT OF PAYMENT

SUBMITTED BY

Name (Print/Type)

Signature

Christian Austin-Hollands

5/1-1/14/

|    | Examiner Name       | Not Yet Assigned |  |  |
|----|---------------------|------------------|--|--|
| 27 | Art Unit            | 2171             |  |  |
|    | Attorney Docket No. | D/A3052-311290   |  |  |

Application Number

First Named Inventor

| METHOD OF PAYMENT (check all that apply)  | FEE CALCULATION (continued) |             |             |             |  |          |
|---|-----------------------------|-------------|-------------|-------------|--|----------|
| Check Credit card Money Other None 3. ADDITIONAL FEES   |                             |             |             |             |  |          |
| Deposit Account:  |                             |             | Small       |             |  |          |
| Denocit   | Fee<br>Code                 | Fee<br>(\$) | Fee<br>Code | Fee<br>(\$) | Fee Description  | Fee Paid |
| Account<br>Number   | 1051                        | 130         | 2051        | 65          | Surcharge - late filing fee or oath  |          |
| Deposit   | 1052                        | 50          | 2052        | 25          | Surcharge - late provisional filing fee or                                     |          |
| Account Name  | 1053                        | 130         | 1053        | 130         | cover sheet Non-English specification  |          |
| The Director is authorized to: (check all that apply)   | 1812                        |             | 1812        |             | For filing a request for ex parte reexamination                                |          |
| Charge fee(s) indicated below Credit any overpayments   | 1804                        | 920*        | 1804        |             | Requesting publication of SIR prior to   |          |
| Charge any additional fee(s) or any underpayment of fee(s)  |                             |             |             |             | Examiner action  |          |
| Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account. | 1805                        | 1,840*      | 1805        | 1,840*      | Requesting publication of SIR after<br>Examiner action                         |          |
| FEE CALCULATION   | 1251                        | 110         | 2251        | 55          | Extension for reply within first month   |          |
| 1. BASIC FILING FEE   | 1252                        | 420         | 2252        | 210         | Extension for reply within second month  |          |
| Large Entity Small Entity   | 1253                        | 950         | 2253        | 475         | Extension for reply within third month   |          |
| Fee Fee Fee Fee Fee Description Fee Paid Code (\$) Code (\$)                                      | 1254                        | 1,480       | 2254        | 740         | Extension for reply within fourth month  |          |
| 1001 770 2001 385 Utility filing fee  | 1255                        | 2,010       | 2255        | 1,005       | Extension for reply within fifth month   |          |
| 1002 340 2002 170 Design filing fee   | 1401                        | 330         | 2401        | 165         | Notice of Appeal   |          |
| 1003 530 2003 265 Plant filing fee  | 1402                        | 330         | 2402        | 165         | Filing a brief in support of an appeal   |          |
| 1004 770 2004 385 Reissue filing fee  | 1403                        | 290         | 2403        | 145         | Request for oral hearing   |          |
| 1005 160 2005 80 Provisional filing fee   | 1451                        | 1,510       | 1451        | 1,510       | Petition to institute a public use proceeding                                  |          |
| SUBTOTAL (1) (\$)   | 1452                        | 110         | 2452        | 55          | Petition to revive - unavoidable   |          |
| 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE   | 1453                        | 1,330       | 2453        | 665         | Petition to revive - unintentional   |          |
| Fee from  | 1501                        |             | 2501        |             | Utility issue fee (or reissue)   |          |
| Total Claims Extra Claims below Fee Paid  -20** = X =   | 1502                        | 480         | 2502        |             | Design issue fee   |          |
| Independent 3** - 1   | 1503                        | 640         | 2503        |             | Plant issue fee  | 130.00   |
| Claims - 3 = ^  | 1460                        | 130         | 1460        |             | Petitions to the Commissioner  | 130.00   |
| Large Entity   Small Entity   | 1807                        | 50          | 1807        |             | Processing fee under 37 CFR 1.17(q)  |          |
| Fee Fee Fee Fee Description   | 1806                        | 180         | 1806        |             | Submission of Information Disclosure Stmt Recording each patent assignment per |          |
| Code (\$)   Code (\$)     1202   18     2202   9   Claims in excess of 20                         | 8021                        | 40          | 8021        | 1 40        | property (times number of properties)  |          |
| 1202  | 1809                        | 770         | 2809        | 385         | Filing a submission after final rejection (37 CFR 1.129(a))                    |          |
| 1203 290 2203 145 Multiple dependent claim, if not paid   | 1810                        | 770         | 2810        | 385         | For each additional invention to be  |          |
| 1204 86 2204 43 ** Reissue independent claims over original patent                                | 1801                        | 770         | 2801        | 385         | examined (37 CFR 1.129(b))  Request for Continued Examination (RCE)            |          |
| 1205 18 2205 9 ** Reissue claims in excess of 20  | 1802                        | 900         | 1802        | 900         | •  |          |
| and over original patent  | Other                       | fee (sp     | ecify)      |             | or a design application  |          |
| SUBTOTAL (2) (\$)   |                             |             |             | Filing F    | ee Paid SUBTOTAL (3) (\$) 130.0  | 00       |
| **or number previously paid, if greater, For Reissues, see above                                  |                             |             |             |             | (Complete (if applicable))   |          |

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Registration No.

46,527